

**MINUTES**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, APRIL 24, 2001**  
**COUNTY COMMISSIONERS CHAMBERS**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair  
Bob Workman, Vice Chair  
Bernie Heier  
Larry Hudkins  
Linda Steinman

Others Present: Norm Agena, County Assessor  
Kerry Eagan, Chief Administrative Officer  
David Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 17, 2001. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

**MOTION:** Heier moved and Steinman seconded approval of the minutes of the Board of Equalization dated April 17, 2001. Campbell, Heier, Workman and Steinman voted aye. Hudkins was absent from voting. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

**Approval of 45 additions and deductions to the tax assessment rolls per Exhibit A.**

**MOTION:** Workman moved and Heier seconded approval. Heier, Campbell, Steinman and Workman voted aye. Hudkins was absent from voting. Motion carried.

(Hudkins entered the Chambers.)

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Food Bank of Lincoln, Inc.  
People's City Mission**

**MOTION:** Steinman moved and Heier seconded approval of the motor vehicle tax exemptions. Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

---

The Chair recessed the Board of Equalization meeting until 2:27 p.m. when it was reconvened.

---

4) **NOTICE OF VALUATION CHANGE FOR OMITTED OR UNDERVALUED PROPERTY FOR THE FOLLOWING:**

**Tim Lemar and Connie L. Stauffer**

Norm Agena, County Assessor, recommended the value be set at \$56,270.

**Leaford W. Burnett**

The County Assessor recommended the value be set at \$271,764.

**MOTION:** Steinman moved and Heier seconded to accept the County Assessor's recommendation and set the following values: \$56,270 for Tim Lemar and Connie L. Stauffer and \$271,764 for Leaford W. Burnett. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

5) **ADJOURNMENT**

There being no further business, the Board of Equalization was adjourned.

---

Bruce Medcalf  
County Clerk

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, APRIL 24, 2001**  
**COUNTY COMMISSIONERS CHAMBERS**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair  
Bob Workman, Vice Chair  
Bernie Heier  
Larry Hudkins  
Linda Steinman

Others Present: Kerry Eagan, Chief Administrative Officer  
David Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 17, 2001. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

**MOTION:** Hudkins moved and Workman seconded approval of the minutes of the Board of Commissioners meeting dated April 17, 2001. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, April 24, 2001.

**MOTION:** Heier moved and Steinman seconded approval. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

- A. A proclamation declaring the week of May 6 through May 12, 2001 as "Tourism Week in Lancaster County" (M-01-47) - Mark Essman, Convention & Visitors Bureau; Sandi Witkowicz, Convention & Visitors Bureau

**MOTION:** Steinman moved and Workman seconded approval of a proclamation declaring the week of May 6 through May 12, 2001 as "Tourism Week in Lancaster County". Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

- B. The County-City Volunteer of the Month Award was presented to the Hallam/Martell Mending Group for their services at Lancaster Manor.

4) **PUBLIC HEARINGS:**

- A. Comprehensive Plan Amendment 94-56, requested by the Director of Planning for an amendment to the 1994 Lincoln/Lancaster County Comprehensive Plan to adopt the "Southeast Lincoln/Highway 2 Subarea Plan" for the area generally located from South 56<sup>th</sup> to South 98<sup>th</sup> Streets, from Old Cheney Road to one-half mile south of Yankee Hill Road, including any associated amendments to the land use, phasing, utility and/or community facilities sections of the Plan.

The Chair opened the public hearing and stated she would be abstaining from any action taken on the subarea plan because there is future land use for Campbell's Nursery at 56<sup>th</sup> and Pine Lake Road.

Steve Henrichsen, Planning Department, stated the City Council approved Comprehensive Plan Amendment 94-56 on March 26, 2001. He added two amendments, which the City Council approved, are part of the County Board's fact sheet. Both amendments were agreed upon by property owners, developers and adjacent neighborhoods. Henrichsen stated the amendments were also acceptable to the Planning Department in that entryways, transportation and land use issues were addressed which were central to the subarea plan as a whole.

In response to a question asked by Hudkins regarding 98<sup>th</sup> Street, Henrichsen referred to a map stating that the amendments include a new alignment for 91<sup>st</sup> and 98<sup>th</sup> Streets.

4) **PUBLIC HEARINGS CONTINUED:**

Hudkins stated he continues to be concerned about 98<sup>th</sup> Street and how traffic will be routed from 98<sup>th</sup> Street to Highway 2.

Henrichsen stated preliminary discussions regarding the beltway have had Pine Lake Road as being one of the potential routes for an intersection with the east beltway corridor. He also stated the developer has been asked to review the construction of a "free right" going south on 98<sup>th</sup> Street to allow a right turn onto Pine Lake Road without having to wait at a light at the intersection. Another possibility would be signal timing to allow additional time for individuals driving east on Pine Lake Road who wish to turn left onto 98<sup>th</sup> Street heading north.

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was closed.

**MOTION:** Steinman moved and Heier seconded approval of Comprehensive Plan Amendment 94-56. Hudkins, Steinman, Workman and Heier voted aye. Campbell abstained. Motion carried.

5) **OLD BUSINESS:**

**A. A grant contract with the University of Nebraska to administer the evaluation of the Lincoln-Lancaster County Drug Court, beginning November 1, 2000 to October 31, 2001. The County will grant \$10,000 for these services. (C-01-126)**

**MOTION:** Workman moved and Steinman seconded approval. Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

6) **NEW BUSINESS:**

**A. An application for a Special Events Permit from the Nebraska Sports Council/Cornhusker State Games to hold a cycle tour on Saturday, July 21, 2001 beginning at 7:30 a.m. as part of Nebraska's amateur athletic festival.**

Tom Ashcroft, Cornhusker State Games, stated Jeff Miller, Events Coordinator for Cornhusker State Games, met with Commissioner Workman and Chris Saunder, Cycling Director for the Cornhusker State Games, to address concerns outlined by the County Engineering Department and the Sheriff's Office.

6) **NEW BUSINESS CONTINUED:**

Miller stated the original route went from 84<sup>th</sup> and O Streets east to 148<sup>th</sup> Street, however, the Sheriff's Office and the County Engineering Department noted concerns regarding heavy traffic on 148<sup>th</sup> Street . He stated an alternate route they would like use would proceed from 84<sup>th</sup> and O Streets onto Highway 34 and turn north onto Highway 63 (Alvo Road)

Campbell asked Terry Wagner, County Sheriff, if he had any concerns with the alternate route ( Highway 63).

Sheriff Wagner stated Highway 63 was suggested by Deputy Sheriff Houchin and would be a safer route.

**MOTION:** Steinman moved and Workman seconded approval of a Special Events Permit from the Nebraska Sports Council/Cornhusker State Games to hold a cycle tour on Saturday, July 21, 2001, using the amended route. Heier, Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

**B. An application for a Special Designated License from the Wine Merchants Inc. to hold a wedding reception on Saturday, May 12, 2001 from 3:30 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street in Lancaster County, Nebraska.**

**MOTION:** Hudkins moved and Steinman seconded approval. Campbell, Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

**C. An agreement with National Seminars Group to conduct training services for the Community Mental Health Center. The Group will present a day long seminar on "How to Handle Difficult People". The County will pay \$3,500 for 35 staff members of the Community Mental Health Center to attend. (C-01-182)**

By direction of the Chair, the agreement with National Seminars Group was held until such time that the County Attorney's Office places it back on the agenda.

**D. A contract between the Lancaster County Engineer and Johnson Appraisal, LLC, in the amount of \$6,475, for appraisal services on Van Dorn Street from East 112<sup>th</sup> to East 120<sup>th</sup> Streets; Project C55-J-409(1). (C-01-198)**

**MOTION:** Steinman moved and Heier seconded approval. Steinman, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

- E. **An agreement with The Schemmer Association, Inc. for preliminary survey, roadway design and plan preparation for Wild Rose Lane, beginning at Northwest 31<sup>st</sup> Street to Northwest 27<sup>th</sup> Street. The County will pay \$10,600 for the services which are to be completed by August 3, 2001. (C-01-188)**

By direction of the Chair, the agreement with The Schemmer Association, Inc. was held until such time that the County Attorney's Office places it back on the agenda.

- F. **A contract with Monarch Oil, Inc., in the amount of \$13,970, for crack sealing services to be completed by May 25, 2001 at the following locations: (C-01-187)**

- ▶ **West Agnew Road from Northwest 70<sup>th</sup> to North 56<sup>th</sup> Streets**
- ▶ **North 14<sup>th</sup> Street from West Agnew Road to West Fletcher Road**
- ▶ **Northwest 84<sup>th</sup> Street from West Adams Street to West "O" Street**

**MOTION:** Steinman moved and Heier seconded approval. Hudkins, Workman, Heier, Campbell and Steinman voted aye. Motion carried.

- G. **A contract with S.P. Olson Enterprises, Inc. of Lincoln, in the amount of \$55,344.40, in association with Project 01-25; concrete box culverts. The work will take place at the following locations and will be completed by August 31, 2001: (C-01-186)**

- ▶ **West Rock Creek Road and Northwest 112<sup>th</sup> Street**
- ▶ **West Raymond Road and Northwest 12<sup>th</sup> Street**

**MOTION:** Hudkins moved and Steinman seconded approval. Campbell, Heier, Steinman, Workman and Hudkins voted aye. Motion carried.

- H. **An agreement with Lincoln Electric System of Lincoln to adjust some, if not all, of its power line facility on Fletcher Avenue with regard to Project C55-H-409(1). The County will pay \$18,165. (C-01-185)**

By direction of the Chair, the agreement with Lincoln Electric System was held until such time that the County Attorney's Office places it back on the agenda.

6) **NEW BUSINESS CONTINUED:**

**I. A resolution authorizing the installation of the following traffic signs in Lancaster County, Nebraska: (R-01-24)**

**In Sunrise Estates:**

- ▶ Replace the "No Outlet" sign with a "Road Closed" sign and a distance plate on Avon Lane south of the intersection with Linwood Lane
- ▶ Install two "No Parking" signs on each side of Avon Lane between Linwood Lane and Sunny Slope Road
- ▶ Install one "No Parking" sign on each side of Sunny Slope Road from Avon Lane east to where Sunny Slope Road ends
- ▶ Install two "No Parking" signs on each side of North 93<sup>rd</sup> Street from Avon Lane south to where North 93<sup>rd</sup> Street ends

**On Southwest 33<sup>rd</sup> Street:**

- ▶ Replace the "Right Turn" sign with a "Stop Ahead" sign for northbound traffic south of West Pleasant Hill Road
- ▶ Install a "Stop" sign at the intersection with West Pleasant Hill Road for northbound traffic
- ▶ Install a "Double Arrow" sign at the intersection with West Pleasant Hill Road for northbound traffic

**On Southwest 34<sup>th</sup> Street:**

- ▶ Install a "25 mile per hour" speed limit sign north of West Pleasant Hill Road for northbound traffic, pursuant to Neb. Rev. Stat. §60-6186 (Reissue 1998), which provides that the maximum speed limit in any residential district shall be 25 miles per hour
- ▶ Install a "Large Arrow" sign at the intersection with West Pleasant Hill Road for southbound traffic
- ▶ Install street identification signs at the intersection with West Pleasant Hill Road

**On West Pleasant Hill Road:**

- ▶ Remove the "Left Turn" sign east of Southwest 33<sup>rd</sup> Street for westbound traffic
- ▶ Install a "Right Turn" sign east of Southwest 34<sup>th</sup> Street for westbound traffic
- ▶ Install a "Large Arrow" sign at the intersection with Southwest 34<sup>th</sup> Street for westbound traffic
- ▶ Install a "Stop" sign at the intersection with Southwest 33<sup>rd</sup> Street for eastbound traffic

6) **NEW BUSINESS CONTINUED:**

**MOTION:** Steinman moved and Heier seconded approval of Resolution 01-24. Campbell, Hudkins, Heier, Workman and Steinman voted aye. Motion carried.

**J. A resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-01-26)**

**MOTION:** Hudkins moved and Steinman seconded approval of Resolution 01-26. Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

**K. A resolution transferring \$20,000 to the Mental Health Board Budget from the General Government Miscellaneous Budget. (R-01-27)**

Dave Kroeker, Budget and Fiscal Director, explained that a shortfall in the Mental Health Board budget was discussed at the County Board's Mid-Year Budget Review. He added that Mental Health Board hearings have been increased to twice weekly which has also increased their expenses.

**MOTION:** Steinman moved and Heier seconded approval of Resolution 01-27. Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

**L. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Constructors, Inc., in the amount of \$467,720.85, for paving at the interchange ramps located at Northwest 27<sup>th</sup> Street and Highway 34. (B-01-23)**

**MOTION:** Hudkins moved and Steinman seconded approval. Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

**M. Construction Change Directives, pursuant to Proposal Request Number 022 for the construction of the Lancaster County Juvenile Detention Facility for time and material, not to exceed the amounts set forth under Response to Request for Pricing Number 28. (C-00-127 CD-1)**

**MOTION:** Steinman moved and Workman seconded approval. Hudkins, Steinman, Workman, Heier and Campbell voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

**N. A political subdivision tort claim filed against the Lancaster County Corrections Department by Geoffery D. Essay for lost property, in the amount of \$210.**

**MOTION:** Steinman moved and Workman seconded to accept the Director's recommendation and deny the tort claim filed by Geoffery D. Essay. Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

**O. Reappointment of Randy Goyette and Sean Brennan to the Lancaster County Indigent Defense Advisory Committee for three year terms, beginning May 10, 2001.**

**MOTION:** Steinman moved and Heier seconded approval. Heier, Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

**P. Authorize submission of Juvenile Accountability Incentive Block Grant Application to the Nebraska Crime Commission in the amount of \$76,860, retroactive to April 20, 2001.**

**MOTION:** Steinman moved and Hudkins seconded approval. Campbell, Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

- 7) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

**A. Receive and Place on File:**

1. **County Attorney's Quarterly Report for January 1, 2001 through March 31, 2001.**
2. **Sheriff's Report of Fees for March, 2001.**
3. **Lincoln City Libraries Director's Report for March, 2001.**

7) CONSENT ITEMS CONTINUED:

B. Leasehold contracts relating to road improvements between the Lancaster County Engineer and the following:

- ▶ Brian Etmund, in the amount of \$10, on South 68<sup>th</sup> Street from Hickman Road to Saltillo Road. (C-01-183)
- ▶ David Brhel, in the amount of \$10, on West Denton Road; Project C55-N-404(1). (C-01-184)

C. A right-of-entry agreement between the Lancaster County Engineer and Roger L. Swanson in association with the reconstruction of a portion of South 68<sup>th</sup> Street; Project STPE-3265(6). (C-01-194)

D. Right-of-way contracts relating to road improvements between the Lancaster County Engineer and the following:

- ▶ Roger L. Swanson, in the total amount of \$6,942, on West Denton Road; Project C55-N-404(1). (3 contracts) (C-01-195 through C-01-197)
- ▶ Roger L. Swanson, in the total amount of \$2,942.31, on South 68<sup>th</sup> Street; Project STPE-3265(6) (3 contracts) (C-01-191 through C-01-193)
- ▶ Novartis Consumer Health, Inc., in the total amount of \$1,431.31, at 98<sup>th</sup> Street and Alvo Road. (2 contracts) (C-01-189 and C-01-190)

**MOTION:** Steinman moved and Heier seconded approval of the Consent Items.

Hudkins stated he and Commissioner Heier attended a meeting in which it was brought up that there are individuals who live in the County, but have addresses outside of the County, who have been unable to use the Lincoln City Libraries. He said rural residents of the County do have privileges in the Lincoln libraries and suggested that a better way of identifying those individuals be developed.

Campbell suggested that the Board speak to Carol Connor, Library Director, when she appears regarding the budget.

**ROLL CALL:** Heier, Workman, Steinman, Campbell and Hudkins voted aye.  
Motion carried.

8) **LANCASTER COUNTY LEGISLATIVE UPDATE:**

Kerry Eagan, Chief Administrative Officer, stated he had received a copy of Legislative Bill 142 which authorizes the creation of municipal counties.

Campbell stated the Board has followed LB 142 to ensure that the rural residents have a vote as well as the people who live in municipalities.

Hudkins stated the first draft of the original bill said there would be retention of two elected officers (Assessor and Sheriff). He stated it was his understanding that there had been amendments to the bill and he asked if there had been changes to the retention of elected officers.

Eagan responded that the language was mandatory, but it now appeared to be permissive. He added he would be willing to discuss any questions the Commissioners might have.

9) **OTHER BUSINESS:**

Campbell, on behalf of the County Board, thanked Dave Johnson, Deputy County Attorney, for an excellent job last Thursday before the Liquor Control Commission. She said Johnson has spent many hours on an issue that the County Board felt very strongly about. Campbell stated the Board appreciated the dedication which he has given the County.

Steinman commented that she visited with a couple of the neighborhood associations who expressed their gratitude to Dave Johnson. She said the associations felt that Johnson did wonderful job and that they were very appreciative.

10) **ADJOURNMENT**

**MOTION:** Heier moved and Steinman seconded adjournment of the Board of Commissioners meeting. Steinman, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

---

Bruce Medcalf  
County Clerk